



NOTICE OF MEETING
GOVERNING BODY OF MARBLE FALLS, TEXAS
Tuesday, July 18, 2017– 6:00 pm

A quorum of the Marble Falls Economic Development Corporation
and the Planning & Zoning Commission may be present

Notice is hereby given that on the 18th day of July, 2017 the Marble Falls City Council will meet in regular session at 6:00 pm in the City Hall Council Chambers located at 800 3rd Street, Marble Falls, Texas, at which time the following subjects will be discussed:

1. **CALL TO ORDER AND ANNOUNCE QUORUM IS PRESENT**
2. **INVOCATION**
3. **PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES AND TO THE TEXAS FLAG.**
"Honor the Texas Flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible."
4. **UPDATES, PRESENTATIONS AND RECOGNITIONS**
 - Update from Air Evac. **Terri Thompson, Program Director**
 - Presentation of Monthly Development Report. **Caleb Kraenzel, Assistant City Manager**
5. **CITIZEN COMMENTS.** *This is an opportunity for citizens to address the City Council concerning an issue of community interest that is not on the agenda. Comments on a specific agenda item must be made when the agenda item comes before the Council. The Mayor may place a time limit on all comments. Any deliberation of an issue raised during Citizen Comments is limited to a proposal to place it on the agenda for a later meeting.*
6. **CONSENT AGENDA.** *The items listed are considered to be routine and non-controversial by the Council and will be approved by one motion. There will be no separate discussion of these items unless a Councilmember so requests, in which case the item will be removed from the Consent Agenda prior to a motion and vote. The item will be considered in its normal sequence on the Regular Agenda.*
 - (a) Approval of the minutes of the June 20, 2017 regular meeting. **Christina McDonald, City Secretary**
 - (b) Approval of the recommendation from the Hotel Motel Tax Advisory Committee regarding the allocation of HOT funds for Bass Champs, Inc. **Mike Hodge, City Manager**

- (c) Acceptance of a utility easement for water line from Faith Academy. **Eric Belaj, City Engineer**
- (d) Approval of purchasing City Lots 15 and 18, Block 240, Marble Falls Original Township for the purposes of preservation of open space, future trail amenity (Creek Walk), drainage and flood control and authorize the Mayor to execute conveyance documents. **Caleb Kraenzel, Assistant City Manager**

7. REGULAR AGENDA. *Council will individually consider and possibly take action on any or all of the following items:*

- (a) Discussion and Action on the Second Reading of Ordinance 2017-O-06D amending the FY 2016/2017 budget for the Economic Development Corporation Fund and the Hotel Conference Center Fund. **Margie Cardenas, Finance Director**
- (b) Discussion and Action on an appointment to the Hotel Motel Tax Advisory Committee. **Christina McDonald, City Secretary**
- (c) Discussion and Action on an appointment to the Tax Increment Reinvestment Zone Board No. 1. **Christina McDonald, City Secretary**
- (d) Discussion and Action on an appointment to Place 7 of the Planning and Zoning Commission. **Christina McDonald, City Secretary**
- (e) Discussion and Action on the approval of funding for The Accountable Community Project Proposal for the City of Marble Falls and authorization of the City Manager to accept the proposal. **Mike Hodge, City Manager**

8. CITY MANAGER'S REPORT

9. EXECUTIVE SESSION

CLOSE OPEN SESSION AND CONVENE EXECUTIVE SESSION pursuant to §551.071 (*Private Consultation between the Council and its Attorney*), §551.072 (*Deliberation regarding the Purchase, Exchange, Lease or Value of Real Property*), pursuant to §551.087 (*Deliberation Regarding Economic Development Negotiations*), and pursuant to §551.074 (*Deliberation Regarding the Appointment, Employment, Employment Evaluation, Reassignment, Duties, Discipline or Dismissal of a Public Officer or Employee or to Hear a Complaint or Charge Against an Officer or Employee*)) of the Open Meetings Act. Tex. Gov't. Code, Council will meet in Executive Session to discuss the following:

- Hotel Conference Center Update
- Flatrock Development Update

- Discussion regarding the sale of the police department property located at 209 Main Street, Marble Falls
- Annual Evaluation – Cheryl Pounds, Municipal Judge

10. RECONVENE INTO OPEN SESSION FOR POSSIBLE ACTION RESULTING FROM ITEMS DISCUSSED IN EXECUTIVE SESSION.

11. ANNOUNCEMENTS AND FUTURE AGENDA ITEMS.

12. ADJOURNMENT.

“The City Council reserves the right to adjourn into Executive Session at any time during the course of this meeting to discuss any matters listed on the agenda, as authorized by the Texas Government Code, including, but not limited to, Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), 551.087 (Economic Development), 418.183 (Deliberations about Homeland Security Issues) and as authorized by the Texas Tax Code, including, but not limited to, Section 321.3022 (Sales Tax Information).”

In compliance with the Americans with Disabilities Act, the City of Marble Falls will provide for reasonable accommodations for persons attending City Council Meetings. To better serve you, requests should be received 24 hours prior to the meeting. Please contact Ms. Christina McDonald, City Secretary at (830) 693-3615.

Certificate of Posting

I, Christina McDonald, City Secretary for the City of Marble Falls, Texas, do certify that this Notice of Meeting was posting at City Hall, in a place readily accessible to the general public at all times, on the 13th day of July, 2017 at 3:30 pm and remained so posted for at least 72 continuous hours preceding the scheduled time of said meeting.

/s/ Christina McDonald

Christina McDonald, TRMC

City Secretary

July 18, 2017

6. CONSENT AGENDA

- (a) Approval of the minutes of the June 20, 2017 regular meeting. **Christina McDonald, City Secretary**
-

**STATE OF TEXAS
COUNTY OF BURNET
CITY OF MARBLE FALLS**

On this the 20th day of June, 2017 the Council of the City of Marble Falls convened in regular session at 6:00 pm at the City Hall Council Chambers located at 800 Third Street, Marble Falls, Texas, with notice of meeting giving time, place, date, and subject having been posted as described in Chapter 551 of the Texas Government Code.

<u>PRESENT:</u>	John Packer	Mayor
	William (Dee) Haddock	Councilmember
	Megan Klaeger	Councilmember
	Dave Rhodes	Councilmember
<u>ABSENT:</u>	Richard Westerman	Mayor Pro-Tem
	Craig Magerkurth	Councilmember
	Reed Norman	Councilmember
<u>STAFF:</u>	Mike Hodge	City Manager
	Caleb Kraenzel	Assistant City Manager
	Christina McDonald	City Secretary
	Margie Cardenas	Finance Director
	Christian Fletcher	EDC Executive Director
	Midge Dockery	EDC Business Development Coordinator
	Mark Whitacre	Police Chief
	Russell Sander	Fire Chief
	Tom Crane	Fire Marshal
	James Kennedy	Interim Public Works Director
	Mike Ingalsbe	Building Official
	Chelsea Seiter-Weatherford	GIS Planner
	Robert Moss	Parks and Recreation Director
	Monique Breaux	Parks and Recreation Admin. Asst.

VISITORS: Glynis Smith (The Highlander), Bill Smryl, Tom Martin (CIP Committee), Steve Reitz (P&Z Chair and EDC President), Dwight Batch, Gary Gauci and Dorian Brown (Republic Services), Jennifer Fiero (The Picayune), Ted Burget, Bill Gaylord (Friends of Marble Falls Library)

1. **CALL TO ORDER AND ANNOUNCE QUORUM IS PRESENT.** Mayor Packer called the meeting to order at 6:02 pm and announced the presence of a quorum.
2. **INVOCATION.** Councilmember Haddock gave the invocation.

3. **PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES AND TO THE TEXAS FLAG.** Councilmember Rhodes led the pledges to the flags.

4. **UPDATES, PRESENTATIONS AND RECOGNITIONS**

- **Update from Republic Services.** Dwight Batch, Operations Manager provided the update.
- **Update from the Marble Falls Economic Development Corporation.** Christian Fletcher, Executive Director gave the update.
- **Update from the Parks and Recreation Department.** Robert Moss, Parks and Recreation Director gave the presentation and update.
- **Proclamation** – Mayor Packer proclaimed the month of July Parks and Recreation Month.

5. **CITIZEN COMMENTS.** There were no citizen comments.

6. **CONSENT AGENDA.**

- (a) **Approval of the minutes of the June 6, 2017 regular meeting.**
- (b) **Approval of an agreement between the City of Marble Falls and the Friends of the Marble Falls Library, Inc., for limited remodel of the City Library Building and authorization of the City Manager to execute the agreement.**
- (c) **Approval of the cancellation of the July 4, 2017 regular City Council Meeting.**

Councilmember Haddock made a motion to approve the consent agenda. The motion was seconded by Councilmember Rhodes. The motion carried by a vote of 4-0.

7. **REGULAR AGENDA.**

- (a) **Public Hearing, Discussion and First Reading of Ordinance 2017-O-06D amending the FY 2016/2017 budget for the Economic Development Corporation Fund and the Hotel Conference Center Fund.** Mayor Packer opened the Public Hearing. Margie Cardenas, Finance Director addressed Council. There being no further discussion, Mayor Packer closed the public hearing and read the caption of the ordinance. First reading. No action taken.
- (b) **Discussion and Action regarding a Final Plat of the Panther Hollow Subdivision for 13.709 acres out of the Guadalupe Flores Survey No. 7, Abstract No. 304 and C&M Railroad Survey No. 4, Abstract No. 1270, City of Marble Falls, Burnet County, Texas and authorizing Mayor to execute a Construction Improvement Agreement.** Caleb Kraenzel, Assistant City Manager addressed Council. Councilmember Rhodes made a motion to approve the final plat as presented. Councilmember Haddock seconded the motion. The motion carried by a unanimous vote (4-0).

- (c) **Public Hearing, Discussion, and Action on a replat of Lot Nos. 1 through 6, Block No. 299, Marble Falls Original Township, City of Marble Falls, Burnet County, Texas, municipally addressed as 2100 West F.M. 1431.** Mayor Packer opened the public hearing. Caleb Kraenzel, Assistant City Manager addressed Council. There being no discussion, Mayor Packer closed the public hearing. Councilmember Rhodes made a motion to approve the replat of Lots 1 through 6, Block 299, MFOT as presented. Councilmember Haddock seconded the motion. The motion carried by a vote of 4-0.
- (d) **Public Hearing, Discussion and Action on Ordinance 2017-O-06E Regarding a rezoning request from Mixed Use District (MU-1) and Mobile Home Base District (MH-3) to Main Street District (MSD) for Lot 1-A, Block No. 333, Marble Falls Original Township, Lot Nos. 1-3 and 7-14 in the Dodson-Malory Subdivision, Lot Nos. A-1 through A-5 in the Millhouse Subdivision, a 0.219-acre tract out of the WM C.M. Baker Survey, and a 0.149-acre tract out of the WM C.M. Baker Survey, City of Marble Falls, Burnet County, Texas.** Mayor Packer opened the public hearing. Caleb Kraenzel, Assistant City Manager addressed Council. There being no discussion, Mayor Packer closed the public hearing. Councilmember Haddock made a motion to act favorably on Ordinance 2017-O-06E. The motion was seconded by Councilmember Rhodes and carried by a vote of 4-0.
- (e) **Discussion and Action on a Third Amendment and Extension Agreement between BFI Waste Services of Texas, LP DBA Allied Waste Services of Marble Falls operating as Republic Services, Inc. and the City of Marble Falls for solid waste collection, recycling and disposal services.** Margie Cardenas, Finance Director addressed Council. Republic Services representative Dwight Batch and Gary Gauci were present. Councilmember Klaeger made a motion to approve the Third Amendment and Extension Agreement as presented. Councilmember Haddock seconded the motion. The motion carried by a unanimous vote (4-0).
- (f) **Discussion and update on the Debt Model for the City of Marble Falls.** Margie Cardenas, Finance Director gave the presentation and update on the City's Debt Model. No action was taken by Council.
- (g) **Discussion and Action on the approval of funding for The Accountable Community Project Proposal for the City of Marble Falls and authorization of the City Manager to accept the proposal.** Mike Hodge, City Manager addressed Council. Councilmember Klaeger asked for further explanation regarding the proposal and the need for a facilitator. After some discussion, Councilmember Haddock made a motion to approve funding in the amount of \$10,000 from the FY 2017/2018 budget, contingent upon approval and participation of the Marble Falls Independent School District and the Marble Falls Economic Development Corporation. After further discussion, Councilmember Haddock rescinded his motion and made a motion to continue the item

until the July 18 meeting. Councilmember Klaeger seconded the motion. The motion carried by a unanimous vote (4-0).

8. **CITY MANAGER'S REPORT.** City Manager Mike Hodge stated that the City has received a second LCRA Cost Share Grant for the Purple Pipe Project. Presentation of the check has been scheduled for July 12 at 11:00 am at the water plant.

9. **EXECUTIVE SESSION**

CLOSE OPEN SESSION AND CONVENE EXECUTIVE SESSION pursuant to §551.071 (*Private Consultation between the Council and its Attorney*), §551.072 (*Deliberation regarding the Purchase, Exchange, Lease or Value of Real Property*), pursuant to §551.087 (*Deliberation Regarding Economic Development Negotiations*), and pursuant to §551.074 (*Deliberation Regarding the Appointment, Employment, Employment Evaluation, Reassignment, Duties, Discipline or Dismissal of a Public Officer or Employee or to Hear a Complaint or Charge Against an Officer or Employee*)) of the Open Meetings Act. Tex. Gov't. Code, Council will meet in Executive Session to discuss the following:

- Hotel Conference Center Update
- Annual Evaluation – Mike Hodge, City Manager

8:07 pm Convened to Executive Session

9:49 pm Returned to Open Session

10. **RECONVENE INTO OPEN SESSION FOR POSSIBLE ACTION RESULTING FROM ITEMS DISCUSSED IN EXECUTIVE SESSION.** Councilmember made a motion to increase City Manager Mike Hodge's annual salary by 4.1%. The motion was seconded by Councilmember Haddock and carried by a unanimous vote (4-0).
11. **ANNOUNCEMENTS AND FUTURE AGENDA ITEMS.** Staff noted that budget workshops are scheduled for July 12 and 13, followed by a regular meeting on July 18.
12. **ADJOURNMENT.** There being no further business to discuss, Councilmember Haddock made a motion to adjourn. The motion was seconded by Councilmember Rhodes and the meeting was adjourned at 9:56 pm.

John Packer, Mayor

ATTEST:

Christina McDonald, TRMC
City Secretary

July 18, 2017

6. CONSENT AGENDA

- (b) Approval of the recommendation from the Hotel Motel Tax Advisory Committee regarding the allocation of HOT funds for Bass Champs, Inc. **Mike Hodge, City Manager**
-



Council Agenda Item Cover Memo

July 18, 2017

Agenda Item: 6(b)
Presenter: Mike Hodge
Department: Administration

AGENDA CAPTION

Approval of the recommendation from the Hotel Motel Tax Advisory Committee regarding the allocation of HOT funds for Bass Champs, Inc.

BACKGROUND

The Hotel Occupancy Tax Advisory Committee convened on June 13 for their regularly scheduled meeting to consider an application from Bass Champs, Inc. requesting funding from the FY16/17 hotel occupancy tax budget in the amount of \$3,000.

The request is in support of the Bass Champs Central Region Team fishing tournament that was held on Lake LBJ March 3-4, 2017.

The committee has recommended funding in the amount of \$1,500 to be paid from the local assistance portion of the Hotel Occupancy Tax budget.

July 18, 2017

6. CONSENT AGENDA

- (c) Acceptance of a utility easement for water line from Faith Academy. Eric Belaj, City Engineer
-



Council Agenda Item Cover Memo

July 18, 2017

Agenda Item No.: 6(c)
Presenter: Eric Belaj, PE, CFM
Department: Administration
Legal Review: ☐ N/A

AGENDA CAPTION

Acceptance of a utility easement for water line from Faith Academy.

BACKGROUND INFORMATION

In February 2016 the City entered into an agreement with Faith Academy to share the costs of the construction of approximately 5,800 feet of an 8-inch water line. The water line construction has been completed and inspected by city staff.

The item before you is for the acceptance of a 20' wide utility easement within the Faith Academy property.

The easement is 0.3 acres in area, and is depicted in the attached survey easement plat.

There are two other easements that will be brought before Council for approval at a later date. In addition to the additional easements, Council will also need to approve a utility transfer agreement with Faith Academy. The approval of the said agreement will trigger the release of the cost share funds from the City to Faith Academy. Both of these items will be brought to Council at a later date for approval.

Recommendation: City staff has reviewed the attached documents and recommend its approval.

UTILITY EASEMENT

STATE OF TEXAS §
 §
COUNTY OF BURNET §

KNOW ALL BY THESE PRESENTS:

That **FAITH ACADEMY OF MARBLE FALLS**, a Texas non-profit corporation (hereinafter “Grantor”), for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) and other good and valuable consideration paid by the below named Grantee to Grantor, the receipt and sufficiency of which are hereby acknowledged, does hereby give, grant and convey to **THE CITY OF MARBLE FALLS**, a Texas home rule municipal corporation (hereinafter “Grantee”), its successors and assigns, a perpetual and non-exclusive easement in, upon, under and across that certain 0.30 acre tract of land out of the Francis S. Early League No. 15, Abstract No. 279, within 26.17 acres conveyed to Faith Academy of Marble Falls in the deed recorded in Volume 1444, Page 690, of the Official Public Records of Burnet County, Texas, as set forth in the attached Exhibit A (the “Easement Property”), to (a) construct, reconstruct and perpetually maintain, repair and operate water mains, pipelines, sanitary sewer mains, storm sewer mains and other utilities, including but not limited to, telecommunication facilities, with all necessary appurtenances thereto, together with the right to make connections and such other construction and improvements incidental to the construction, maintenance, operation and repair of such lines, and (b) together with the right to use roads, driveways and access ways, and the right of ingress and egress at all times across the Easement Property.

Grantee’s right to use the Easement Property is nonexclusive, and Grantor reserves for Grantor and Grantor’s heirs, successors, and assigns the right to use all or part of the Easement Property as long as such use by Grantor and Grantor’s heirs, successors, and assigns does not interfere with the use of the Easement Property by Grantee for the Easement Purpose, and the right to convey to others the right to use all or part of the Easement Property, as long as such further conveyance is subject to the terms of this Utility Easement.

TO HAVE AND TO HOLD the Easement Property to Grantee and Grantee’s heirs, successors, and assigns forever; all upon the conditions that Grantee will at all times, after doing any work in connection with the construction, reconstruction, repair or removal of said pipe line, or any lateral thereof, restore said premises to the condition in which same were found before such work was undertaken, and that in the use of said rights and privileges herein granted Grantee will not create a nuisance or do any act that will be detrimental to said premises.

Grantor reserves the right to enter upon and use the Easement Property in any manner that is not inconsistent with the rights granted to Grantee herein, but in no event shall Grantor place, erect or maintain on the Easement Property (a) any permanent structures, including, but not limited to, any habitable structures such as homes or offices, or (b) any structure, including, but not limited

to, drainage, filtration or detention ponds, or make changes in grade, elevation, or contour of the land which would impair Grantee's use of the Easement Property.

This Utility Easement is made and accepted subject to all validly existing easements, rights-of-way, and prescriptive rights, whether of record or not; and all presently recorded and validly existing instruments, other than conveyances of the surface fee estate, that affect the Easement Property.

Grantor hereby binds itself, its heirs, representatives, successors, and assigns to WARRANT AND FOREVER DEFEND title to the right of way herein granted, unto Grantee and its successor and assigns against claims of all persons whomsoever lawfully claiming or to claim the same or any part thereof.

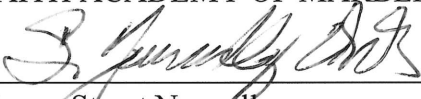
When the context requires, singular nouns and pronouns include the plural.

This instrument was prepared based on information furnished by the parties, and no independent title search has been made.

Executed to be effective as of the 13 day of June, 2017.

GRANTOR:

FAITH ACADEMY OF MARBLE FALLS

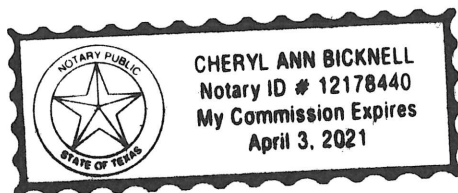


Name: Stuart Nunnally
Title: Chairman, Board of Trustees

THE STATE OF TEXAS §

COUNTY OF BURNET §

This instrument was acknowledged before me on the 13 day of June, 2017, by Stuart Nunnally, Chairman, Board of Trustees of FAITH ACADEMY OF MARBLE FALLS, a Texas non-profit corporation, on behalf of said corporation.





NOTARY PUBLIC, STATE OF TEXAS

ACCEPTED:

Approved and accepted by the Marble Falls City Council on the _____ day of _____, 2017.

CITY OF MARBLE FALLS

Name: John Packer, Mayor

ATTEST:

Christina McDonald, City Secretary

AFTER RECORDING RETURN TO:

City of Marble Falls
Attn: Mike Hodge
800 3rd Street
Marble Falls, TX 78654



LAND SURVEYORS AND PLANNERS
310 MAIN • MARBLE FALLS, TEXAS • 78654
(830) 693-3566 FAX (830) 693-5362

**SURVEY PLAT TO ACCOMPANY FIELD
NOTES OF A 0.30 ACRE 20' WIDE
UTILITY EASEMENT
OUT OF THE FRANCIS S. EARLY
LEAGUE NO. 15, ABSTRACT NO. 279
BURNET COUNTY, TEXAS
SHEET 1 OF 2**

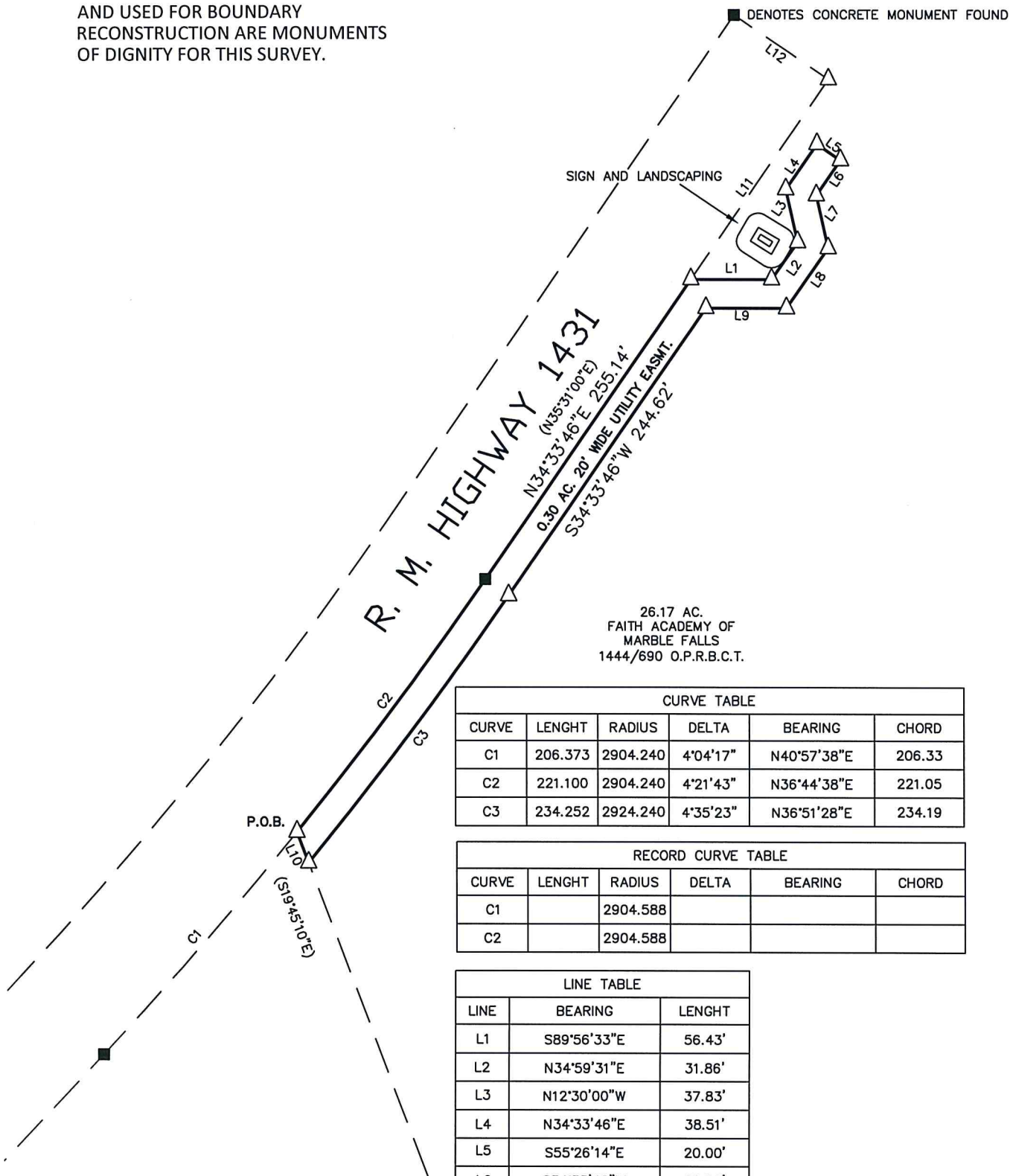
LEGEND:

- DENOTES CONCRETE MONUMENT FOUND
 △ DENOTES COMPUTED POINT
 () DENOTES RECORD INFORMATION

BEARING BASIS: ALL BEARINGS, DISTANCES AND ELEVATIONS ARE BASED ON TEXAS LAMBERT GRID, CENTRAL ZONE, NAD 83\NAVD 88. SURFACE DISTANCES CAN BE OBTAINED USING LCRA GPS CONTROL POINTS. SURFACE DISTANCES CAN BE OBTAINED USING STANDARD ADJUSTMENT FACTOR OF 1.00012.

ALL CONC. HWY. MONUMENTS FOUND
AND USED FOR BOUNDARY
RECONSTRUCTION ARE MONUMENTS
OF DIGNITY FOR THIS SURVEY.

SCALE : 1" = 100'



CURVE TABLE					
CURVE	LENGHT	RADIUS	DELTA	BEARING	CHORD
C1	206.373	2904.240	4°04'17"	N40°57'38"E	206.33
C2	221.100	2904.240	4°21'43"	N36°44'38"E	221.05
C3	234.252	2924.240	4°35'23"	N36°51'28"E	234.19

RECORD CURVE TABLE					
CURVE	LENGHT	RADIUS	DELTA	BEARING	CHORD
C1		2904.588			
C2		2904.588			

LINE TABLE		
LINE	BEARING	LENGHT
L1	S89°56'33"E	56.43'
L2	N34°59'31"E	31.86'
L3	N12°30'00"W	37.83'
L4	N34°33'46"E	38.51'
L5	S55°26'14"E	20.00'
L6	S34°33'46"W	29.80'
L7	S12°30'00"E	37.92'
L8	S34°59'31"W	51.08'
L9	N89°56'33"W	56.34'
L10	N20°52'12"W	23.12'
L11	N34°33'46"E	170.00'
L12	N55°26'14"W	80.00'



LAND SURVEYORS AND PLANNERS
310 MAIN • MARBLE FALLS, TEXAS • 78654
(830) 693-3566 FAX (830) 693-5362

SHEET 2 OF 2

STATE OF TEXAS:
COUNTY OF BURNET:

Field notes to accompany a Survey Plat of a 0.30 acre 20' Wide Utility Easement out of the Francis S. Early League No. 15, Abstract No. 279 within 26.17 acres conveyed to Faith Academy of Marble Falls recorded in Volume 1444, Page 690 of the Official Public Records of Burnet County, Texas. The basis of bearing for this survey is the Texas Lambert Grid, Central Zone, NAD 83. Distances shown are grid distances. Surface distances can be obtained using a surface adjustment factor of 1.00012. () denotes record information. All concrete highway monuments found and used for boundary reconstruction are monuments of dignity for this survey. All adjoining tracts mentioned herein are for reference only and are not a part of this survey.

Beginning at a computed point being the Northwest corner of this 0.30 acre 20' Wide Utility Easement, the Northwest corner of said 26.17 acres and the South right of way line R.M. Highway No. 1431 with a tie to a concrete highway monument found bears S40°57'38"W, 206.33'.

Thence along the North line of this 0.30 acre 20' Wide Utility Easement, the South right of way line of R.M. Highway No. 1431 and the Northwest line of said 26.17 acres the next 2 calls for an angle point are as follows:

Along a curve to the left, C2, with an arc length of 221.10', a radius of 2904.24' (2904.59'), a delta angle of 04°21'43", and a bearing and distance of N36°44'38"E, 221.05' to a concrete highway monument found;

N34°33'46"E, 255.14' (N35°31'00"E) to a computed point from which a concrete highway monument found on the West right of way of said highway bears L11, N34°33'46"E 170.00' and L12, N55°26'14"W 80.00';

Thence leaving said highway right of way line along the Northeast line of this 0.30 acre, 20' Wide Utility Easement, traversing into said 26.17 acres the next 11 calls to computed points as follows:

L1, S89°56'33"E, 56.43';	L2, N34°59'31"E, 31.86';	L3, N12°30'00"W, 37.83';
L4, N34°33'46"E, 38.51';	L5, S55°26'14"E, 20.00';	L6, S34°33'46"W, 29.80';
L7, S12°30'00"E, 37.92';	L8, S34°59'31"W, 51.08';	L9, N89°56'33"W, 56.34';

S34°33'46"W, 244.62' and

Along a curve to the right, C3, with an arc length of 234.25', a radius of 2904.24', a delta angle of 04°35'23", and a bearing and distance of S36°51'28"W, 234.19' being the South corner hereof in the West line said 26.17 acres;

Thence along the West line of the 0.30 acre, 20' Wide Utility Easement and the West line of said 26.17 acres, L10, N20°52'12"W, 23.12' (N19°45'10"W) to the Place of Beginning.



I HEREBY CERTIFY THAT THE FIELD NOTES HEREON REPRESENTS THE RESULTS OF AN ON THE GROUND SURVEY MADE UNDER MY DIRECTION AND SUPERVISION AND THAT ALL CORNERS ARE AS DESCRIBED HEREON.

THIS SURVEY WAS MADE FOR THE BENEFIT OF THE CITY OF MARBLE FALLS.

DATE 6/7/17

DONALD SHERMAN REGISTERED PROFESSIONAL LAND SURVEYOR NO. 1877
JOB NO. - 14128 OFFICE - D. SHERMAN

July 18, 2017

6. CONSENT AGENDA

- (d) Approval of purchasing City Lots 15 and 18, Block 240, Marble Falls Original Township for the purposes of preservation of open space, future trail amenity (Creek Walk), drainage and flood control. **Caleb Kraenzel, Assistant City Manager**
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Council Agenda Item Cover Memo

July 18, 2017

Agenda Item No.: 6(d)
Presenter: Caleb Kraenzel, Assistant City Manager
Department: Administration
Legal Review: ☐ N/A

AGENDA CAPTION

Approval of purchasing City Lots 15 and 18, Block 240, Marble Falls Original Township for the purposes of preservation of open space, future trail amenity (Creek Walk), drainage and flood control.

BACKGROUND INFORMATION

The City of Marble Falls is interested in preservation with open space and the vision of the Downtown Master Plan is connection of trails and open space between Johnson Park and the Greens Soccer Park with a Creek Walk amenity (Ref. page 5) along Whitman Branch Creek.

The Subject Area properties are northwest of Yett and Avenue J, being Lots 15 and 18, Block 240, Marble Falls Original Township, as indicated on the attached maps (pgs, 2-4). The City currently owns Lot 13 (BCAD Parcel 29440) and Lots 19 & 20 (BCAD Parcel 29444), Block 240, both existing City owned lots are adjacent to the properties that are being considered for purchase.

City acquisition of the Subject Area lots will further accomplishment preservation of open space, which is currently within the regulated FEMA Floodway and 100 Year Floodplain (pg. 4) The Subject Area is an integral acquisition for the City for future development of the Creek Walk referenced in the Downtown Master Plan. Additionally, City ownership will increase the ability for the City to preserve and/or improve drainage or flood control projects that may benefit the channel or adjacent properties.

The two lots are properties held in trust by the Burnet Central Appraisal District (BCAD). These properties are available to the public thru a bid submittal. The City of Marble Falls has submitted a bid in the amount of \$2,625 for each lot, and the bids have been accepted by BCAD. At this time we ask City Council's approval on making the purchase of both lots, in the amount of \$5,250. The deed will be prepared at BCAD's cost, and both properties will be on one deed made to the City of Marble Falls. The funds will be charged to the Administration's budget.







SITE MAP

LOTS 15 AND 18, BLOCK 240

This product is for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. It does not represent a plat, a recorded survey and represents only the approximate relative location of boundary projection. Data by GeoSurvey, Inc. (2017-07-2020), and the aerial imagery and topography only. 7/20/2017



Rail District Features

Development Opportunities

Creekwalk

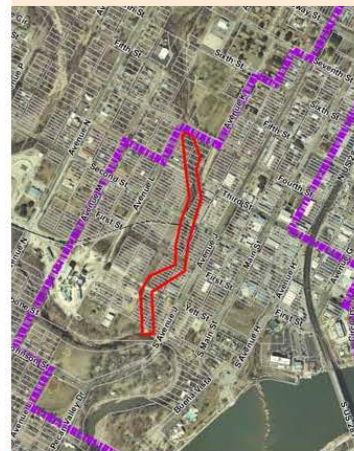
Natural water courses are both an asset and a liability for a community. On one hand a natural watercourse is mother nature's drainage system and the conditions of the water course can be improved to be a community asset. On the other hand, natural water courses are difficult to maintain, are the source of flood waters, and usually pose a substantial regulatory burden to construction in the vicinity.

The Creekwalk concept is one of improving the creek to function as an amenity, and set it upon a stage for the enjoyment of the general public by providing nice nature trails on each side of the creek. Pursuing development of the natural water course of Whitman Branch Creek on the west side of the Downtown area as an attraction has both costs and benefits. This plan seeks to demonstrate the opportunity that exists to transform the water course into a fully realized asset to the Downtown area. Improvement of this creek to provide better flood control and reduce the abutting floodplains is a major benefit to the Downtown area. Moreover, creating pools of water as an amenity to the area is also a benefit. It is the amenity with flood control built into the design that is the goal. Expanding the surface waters from the Johnson Park area would create another attraction in Downtown and would connect the Core and Rail Districts.



Image 87: Creekwalk rendering

Downtown Marble Falls Master Plan



Map 22: Creekwalk Location

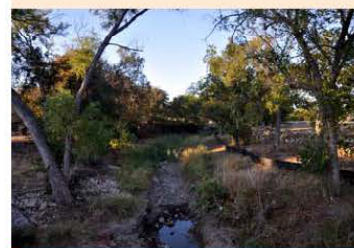


Image 88: Creek existing conditions

Creekwalk Challenges

- Major undertaking in terms of cost and logistics
- Substantial vegetation and overgrowth of the creek
- Used in flood control; noteworthy slopes because of drainage courses
- No standing water on a regular basis
- Most of creek's ownership is private

Chapter 3, Page 57

Margie Cardenas

From: Joy Biscotto <Joy.Biscotto@mvalaw.com>
Sent: Thursday, June 15, 2017 4:47 PM
To: Margie Cardenas
Subject: Bid on Lots 15 & 18, Block 240

Ms. Cardenas,

The City's bid for Lots 15 and 18, Block 240, City of Marble Falls, Burnet County, Texas has been approved.

The next step is for cash or cashier's check payable to Burnet CAD in the amount of \$5,250.00 to be mailed to Burnet CAD's main office at PO Box 908, Burnet, TX 78611 or brought to the Burnet CAD's main office at 223 S. Pierce St., Burnet, TX 78611.

We will prepare the deed and have it filed once we have received the monies.

Thank you!!!

Joy Biscotto | Administrative Assistant

E-mail : joy.biscotto@mvalaw.com

Direct : 512-756-8291 ext. 39

Fax : 512-756-7873



This message is intended only for the use of the individual or entity to which it is addressed and may contain information that is privileged, confidential attorney work product, and exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication is strictly prohibited. If you have received this in error, please notify us immediately by telephone or by email.

July 18, 2017

7. REGULAR AGENDA

- (a) Discussion and Action on the Second Reading of Ordinance 2017-O-06D amending the 2016/2017 Budget of the Economic Development Corporation Fund and the Hotel Conference Center Fund. **Margie Cardenas, Finance Director**
-



Council Agenda Item Cover Memo

July 18 2017

Agenda Item No.: 7(a)
Presenter: Margie Cardenas, Director of Finance
Department: Finance Department
Legal Review: ☐ Not Applicable ☒

AGENDA CAPTION

Discussion and Action on the Second Reading of Ordinance 2017-O-06D amending the 2016/2017 Budget of the Economic Development Corporation Fund and the Hotel Conference Center Fund.

BACKGROUND INFORMATION

Budget amendments are at times required in order to reflect revised estimates or actual amounts of expenses and revenues after the adoption of the annual budget. The EDC has obtained revised estimates on some of the projects that are in the Economic Development Corporation Fund and the Hotel Conference Center Fund.

The notice on the public hearing has been published on June 13 and July 11 as required by our Charter.

Exhibit A- summarizes the financial impact of the budget amendments by fund and the details of each amendment.

ORDINANCE NO. 2017-O-06D

**AN ORDINANCE AMENDING THE 2016/2017 BUDGET,
BY ALTERING REVENUES AND EXPENDITURES FOR
THE ECONOMIC DEVELOPMENT CORPORATION
FUND AND HOTEL CONFERENCE CENTER FUND.**

WHEREAS, the City of Marble Falls adopted the City Budget for fiscal year 2016/2017 at a regular meeting of the Council held on September 6, 2016; and

WHEREAS, the Council has published notice of the intent to amend the budget on June 13, 2017 and July 11, 2017 as required by the City Charter; and

WHEREAS, the Council held a first reading and public hearing on June 20, 2017 and second reading on July 18, 2017 as required by the City Charter; and

WHEREAS, the City Council has determined that passage of this amendment is in the best interest of the City of Marble Falls and its residents:

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MARBLE FALLS, TEXAS:

1. The following amendments are approved: (See Exhibit A attached)
2. If any provision, section, subsection, sentence, clause, or phrase of this ordinance, or the application of same to any person or set of circumstances, is for any reason held to be unconstitutional, void, or invalid, the validity of the remaining portions of this ordinance shall not be affected thereby, it being the intent of the City Council in adopting this ordinance that no portion thereof, or provisions or regulations contained herein, shall become inoperative or fail by reason of any unconstitutionality of any other portion thereof, and all provisions of this ordinance are declared severable for that purpose.

PUBLIC HEARING AND FIRST READING JUNE 20, 2017

SECOND READING, SIGNED AND APPROVED JULY 18, 2017

John Packer, Mayor

Attest:

Approved as to Form:

Christina McDonald, City Secretary

Patty Akers, City Attorney

BUDGET AMENDMENTS
SUMMARY BY FUND
FOR FY 2016-17

EXHIBIT A

FUND NAME	Economic Develop. Corp Fund -20	Hotel Conference Ctr Fund -24
Beginning Fund Balance @ 10/01/16	\$2,462,938	\$0
Revenues:		
Budget 2016-17	2,003,376	6,514,000
Amendment #1	646,502	200,014
Amendment #2	39,019	21,000
	2,688,897	6,735,014
Expenditures:		
Budget 2016-17	2,653,720	6,500,000
Amendment #1	297,507	173,730
Amendment #2	203,957	(6,250,000)
	3,155,184	423,730
Estimated Ending Fund Balance @ 9/30/17	\$1,996,651	\$6,311,284

BUDGET AMENDMENTS - ECONOMIC DEVELOPMENT CORPORATION

20 -ECON. DEVELOPMENT CORPORATION

		2016-2017 CURRENT BUDGET	2016-2017 REVISED BUDGET	ADJUSTMENTS	
REVENUES					
4550	LAND SALES & LEASES	<u>215,634</u>	<u>254,653</u>	<u>39,019</u>	CORWORTH, CARA CASA, SAWMILL
TOTAL REVENUES				39,019	
<hr/>					
EXPENDITURES					
CAPITAL					
520-5801	LAND PURCHASE	<u>120,000</u>	<u>323,957</u>	<u>203,957</u>	BUENA VISTA- AVE H, BOAT RAMP
TOTAL CAPITAL				203,957	
TOTAL EXPENDITURES				203,957	
<hr/>					
EXCESS OF REVENUES OVER EXPENDITURES				<u>(164,938)</u>	

BUDGET AMENDMENTS - HOTEL CONFERENCE CENTER

24 - HOTEL CONFERENCE CENTER

		2016-2017 CURRENT BUDGET	2016-2017 REVISED BUDGET	ADJUSTMENT	
REVENUES					
4560	BANK INTEREST EARNED	2,000	0	(2,000)	REVISED REVENUE ESTIMATES
4564	INT EARNED ON INVESTMENT	12,000	35,000	23,000	REVISED REVENUE ESTIMATES
TOTAL REVENUES				21,000	
<hr/>					
EXPENDITURES					
SERVICES					
524-5550	RECRUITMENT & RETENTION -HOTEL CC	6,500,000	250,000	(6,250,000)	REVISED ESTIMATES FOR DRAWS
TOTAL SERVICES				(6,250,000)	
TOTAL EXPENDITURES				(6,250,000)	
<hr/>					
EXCESS OF REVENUES OVER EXPENDITURES				<u>6,271,000</u>	

July 18, 2017

7. REGULAR AGENDA

- (b) Discussion and Action on an appointment to the Hotel Motel Tax Advisory Committee. **Christina McDonald, City Secretary**
-



Council Agenda Item Cover Memo

July 18, 2017

Agenda Item No.: 7(b)
Presenter: Christina McDonald, City Secretary
Department: Administration
Legal Review: ☐ N/A

AGENDA CAPTION

Discussion and Action on an appointment to the Hotel Motel Tax Advisory Committee.

BACKGROUND INFORMATION

The Hotel Motel Tax Advisory Committee consists of seven members each serving a two year term. The membership is made up of the following: Director of the Marble Falls Chamber of Commerce, Director of the Marble Falls Economic Development Corporation, President of the Marble Falls Hotel Motel Association, the City Manager, the Mayor or a City Councilmember and two citizens of the City of Marble Falls.

The current board consists of: Mike Hodge (City Manager), Vacant (President of the Hotel/Motel Association), Patti Zinsmeyer (Chamber of Commerce), Christian Fletcher (EDC Executive Director), and Darlene Oostermeyer (Citizen)

There is currently one citizen position vacant on the Hotel Motel Tax Advisory Committee. The position was held by Dave Rhodes who now serves as a Council representative.

Staff has received two applications (see attached) for Council's consideration, Russell Buster and Jeanne Emerson.

The appointee will serve until January 2018, which is the remainder of the unexpired term previously held by Councilmember Rhodes.

The current board consists of: Mike Hodge (City Manager), Vacant (President of the Hotel/Motel Association), Patti Zinsmeyer (Chamber of Commerce), Christian Fletcher (EDC Executive Director), and Darlene Oostermeyer (Citizen).



APPLICATION FOR APPOINTMENT TO A CITY BOARD OR COMMISSION

NAME: RUSSEL BUSTER DATE: 6-30-17

ADDRESS: 800 Via Vieja
MF, TX 78654 (This application will expire 2 years after this date)

HOME PHONE: () _____ CELL PHONE: (830) 798-5393

E-MAIL ADDRESS: rb@uptownmarble.com / uptownmt@gmail.com

PLACE OF EMPLOYMENT: self

POSITION AND TITLE: N/A member of HOT Fund Committee

BOARD OR COMMISSION APPLYING FOR: _____

If applying for the Planning & Zoning Commission please indicate if you own real property within the City Limits:
☐ Yes ☐ No

If applying for the TIRZ Board please indicate if you own real property within the TIRZ: ☐ Yes ☐ No
or indicate if you are you an employee or agent of a person who owns real property in the TIRZ? ☐ Yes ☐ No
(If yes please attach letter from property owner designating you as the employee or agent.)

Resident of the Marble Falls Corporate City Limits? ☒ Yes ☐ No If yes, how long? 27 yrs
If no and applying for the Marble Falls Economic Development Corporation Board applicant must be a resident of Burnet County and reside within 10 miles of the corporate boundary of the city.

Qualified Voter? ☒ Yes ☐ No Voter Registration Number: 1002002263 ✓
Voted in the last city election? ☒ Yes ☐ No

List current and past service on any boards or commissions. (Please include dates of service): _____

past city council person 1993-94
co-founder Uptown Marble Arts Alliance
" " Paint The Town
" " Sculpture on Main
Adult Soapbox Derby

State why you wish to serve: long history & deep experience
of promotion & future development

What qualifications or talents would you bring to a City Board or Commission? _____

long time involvement in
related business.
up to date on the issues.

What are your top three goals and objectives for the board or commission you are applying for? _____


- 1.) bring fresh perspectives to board
- 2.) increase community involvement in decisions.
- 3.) support of the arts

PLEASE PROVIDE ALL INFORMATION REQUESTED. INCOMPLETE APPLICATIONS WILL NOT BE CONSIDERED FOR BOARD/COMMISSION APPOINTMENTS.

DISCLAIMER AND SIGNATURE: I hereby request consideration for appointment to a board or commission of the City of Marble Falls, Texas. I certify that my answers above are true and complete. I understand that the information contained in this application may be considered, among other criteria, qualifications and/or information, by the City Council in its evaluation for the position being sought. I further understand that should I be appointed to any City of Marble Falls Board or Commission, I serve at the pleasure of the City Council and may be removed from said position at any time and for any reason or no reason at all, with or without notice. I also understand that

should I be appointed to a City of Marble Falls Board or Commission, I must be responsible for a creditable record of attendance and performance. If this application leads to my appointment to a position on a City of Marble Falls Board or Commission, I understand that false or misleading information in my application may result in my removal from the position

I also acknowledge that this information may be made available to the public and the application will be maintained in the City's active files for two years from the date of application. I understand that should I not be appointed to a City of Marble Falls Board or Commission, this application and any other records obtained, collected or otherwise prepared regarding this application shall be maintained in accordance with the Texas Public Information Act and the City of Marble Falls' document retention schedule.


Applicant Signature

6-30-17
Date

OFFICE USE ONLY: (Applications will be kept on file for a period of two years in the City Secretary's office.)

Date application received: _____

Date of first contact: _____

Still interested? ☐ Yes ☐ No

Date of second contact: _____

Still interested? ☐ Yes ☐ No

Date of appointment: _____

RETURN COMPLETED APPLICATION TO:
City Secretary's Office
City of Marble Falls
800 Third Street, Marble Falls, Texas 78654
Phone: (830) 693-3615 • Fax: (830) 693-6737



RECEIVED

JUN 26 2017

City of Marble Falls
City Secretary's Office

APPLICATION FOR APPOINTMENT TO A CITY BOARD OR COMMISSION

NAME: Jeanne Emerson DATE: 6.21.17
ADDRESS: 800 W Oak Ridge Dr
Marble Falls TX 78654
(This application will expire 2 years after this date)
HOME PHONE: () 0 CELL PHONE: (702) 265 3627
E-MAIL ADDRESS: jeannemerson@aol.com
PLACE OF EMPLOYMENT: Retired from Burnet County
POSITION AND TITLE: Court Coord & Tourism Dir
BOARD OR COMMISSION APPLYING FOR: HOT Committee

If applying for the Planning & Zoning Commission please indicate if you own real property within the City Limits:
☐ Yes ☐ No

If applying for the TIRZ Board please indicate if you own real property within the TIRZ: ☐ Yes ☐ No
or indicate if you are you an employee or agent of a person who owns real property in the TIRZ? ☐ Yes ☐ No
(If yes please attach letter from property owner designating you as the employee or agent.) 1155371471 ✓

Resident of the Marble Falls Corporate City Limits? ☒ Yes ☐ No If yes, how long? 9 yrs
If no and applying for the Marble Falls Economic Development Corporation Board applicant must be a resident of
Burnet County and reside within 10 miles of the corporate boundary of the city.

Qualified Voter? ☒ Yes ☐ No Voter Registration Number: Unknown - I use
Voted in the last city election? ☒ Yes ☐ No my TX drivers license for ID.

List current and past service on any boards or commissions. (Please include dates of service):

FiestaJAM corp secretary 2 yrs 2015-current

State why you wish to serve: Having recently retired from full-time employment I
want to participate in serving this community. the last 9 years
have been a reflection of the current commitment of the
community leadership who have impacted growth and vision

I want to be a partner in this continued forward direction of Marble Falls.

What qualifications or talents would you bring to a City Board or Commission? The last 3 years
as Burnet County coord/tourism person I have a thorough understanding of the HOT fund requirements. I've worked directly with county leaders, tourism committees, commissioners, court, vendors, both Burnet & MF Chambers and residents.

I share the vision of growing the tourism economy and have a keen insight to tourism events. I spent 25+ years in the gaming/hotel industry and recognize the value and return of guest service.

What are your top three goals and objectives for the board or commission you are applying for?

- Develop relationships with lodging community, leaders and listen to their needs
- Increase revenues by entering events that attract visitors to stay in MF lodging venues
- Spend HOT \$ wisely ...

PLEASE PROVIDE ALL INFORMATION REQUESTED. INCOMPLETE APPLICATIONS WILL NOT BE CONSIDERED FOR BOARD/COMMISSION APPOINTMENTS.

DISCLAIMER AND SIGNATURE: I hereby request consideration for appointment to a board or commission of the City of Marble Falls, Texas. I certify that my answers above are true and complete. I understand that the information contained in this application may be considered, among other criteria, qualifications and/or information, by the City Council in its evaluation for the position being sought. I further understand that should I be appointed to any City of Marble Falls Board or Commission, I serve at the pleasure of the City Council and may be removed from said position at any time and for any reason or no reason at all, with or without notice. I also understand that

- ✓ should I be appointed to a City of Marble Falls Board or Commission, I must be responsible for a creditable record of attendance and performance. If this application leads to my appointment to a position on a City of Marble Falls Board or Commission, I understand that false or misleading information in my application may result in my removal from the position

I also acknowledge that this information may be made available to the public and the application will be maintained in the City's active files for two years from the date of application. I understand that should I not be appointed to a City of Marble Falls Board or Commission, this application and any other records obtained, collected or otherwise prepared regarding this application shall be maintained in accordance with the Texas Public Information Act and the City of Marble Falls' document retention schedule.

Jeanne Emerson
Applicant Signature

6-21-17
Date

OFFICE USE ONLY: (Applications will be kept on file for a period of two years in the City Secretary's office.)

Date application received: _____

Date of first contact: _____

Still interested? ☐ Yes ☐ No

Date of second contact: _____

Still interested? ☐ Yes ☐ No

Date of appointment: _____

**RETURN COMPLETED APPLICATION TO:
City Secretary's Office
City of Marble Falls
800 Third Street, Marble Falls, Texas 78654
Phone: (830) 693-3615 • Fax: (830) 693-6737**

July 18, 2017

7. REGULAR AGENDA

- (c) Discussion and Action on an appointment to the Tax Increment Reinvestment Zone Board No. 1. **Christina McDonald, City Secretary**
-



Council Agenda Item Cover Memo

July 18, 2017

Agenda Item No.: 7(c)
Presenter: Christina McDonald, City Secretary
Department: Administration
Legal Review: ☐ N/A

AGENDA CAPTION

Discussion and Action on an appointment to the Tax Increment Reinvestment Zone Board No. 1

BACKGROUND INFORMATION

The Tax Increment Reinvestment Board consists of nine members serving two year terms: State Senator or designee, State Representative or designee and seven members who own real property in the TIRZ Number One or are an employee or an agent of a person who owns real property in the zone.

The following individuals currently serve on the TIRZ Board: Kyle Stripling (State Senator Representative), Joe Don Dockery (State Representative Representative), Lori Brix, Teresa Carosella, Charles Johnstone, Scott Martin, Rebecca Nunnally, and Dave Plante.

There is currently one vacancy on the board which was previously held by Brenda Morris who did not wish to be considered for reappointment when her term expired.

Staff has one application on file for Council's consideration, Tony Plumlee. The application is attached for Council's review. If appointed Mr. Plumlee will serve until January 2018.



RECEIVED

JUN 15 2017

City of Marble Falls
City Secretary's Office

APPLICATION FOR APPOINTMENT TO A CITY BOARD OR COMMISSION

NAME: Tony Plumlee DATE: February 1, 2017

ADDRESS: 400 Sherman Drive
Marble Falls, Texas (This application will expire 2 years after this date)

HOME PHONE: () N/A CELL PHONE: (512) 715-2510

E-MAIL ADDRESS: tplumlee@willis-engineering.com

PLACE OF EMPLOYMENT: Willis Environmental Engineering, Inc.

POSITION AND TITLE: Owner

BOARD OR COMMISSION APPLYING FOR: TIRZ Board

If applying for the Planning & Zoning Commission please indicate if you own real property within the City Limits:
☐ Yes ☐ No

If applying for the TIRZ Board please indicate if you own real property within the TIRZ: ☒ Yes ☐ No
or indicate if you are you an employee or agent of a person who owns real property in the TIRZ? ☐ Yes ☐ No
(If yes please attach letter from property owner designating you as the employee or agent.)

Resident of the Marble Falls Corporate City Limits? ☒ Yes ☐ No If yes, how long? 30

If no and applying for the Marble Falls Economic Development Corporation Board applicant must be a resident of Burnet County and reside within 10 miles of the corporate boundary of the city.

Qualified Voter? ☒ Yes ☐ No Voter Registration Number: 1001995418

Voted in the last city election? ☒ Yes ☐ No

Are you in arrears on any City of Marble Falls taxes or other liabilities due the City of Marble Falls? ☐ Yes ☒ No
(Arrears is defined to mean that payment has not been received within ninety (90) days from due date.)

Have you ever been convicted, plead guilty, plead no contest to, or received deferred adjudication for a felony?
☐ Yes ☒ No

List current and past service on any boards or commissions. (Please include dates of service): _____

CIP COMMITTEE 2015

CIP COMMITTEE 2014

CITY OF MARBLE FALLS COMPREHENSIVE PLANNING COMMISSION- 12 MONTHS

State why you wish to serve: My goal to serve on this board, is to assist with sound judgment an positive direction on major issues and needs that face the of Marble Falls community. I can bring 30 years of experience in assisting other communities throughout the State of Texas that have faced similar situation.

What qualifications or talents would you bring to a City Board or Commission? I am a property owner as well as a business owner. I has witness the growth in Marble Falls for over the pass 40 year. I have worked with Communities with like issues of growth and prosperity. I am a registered professional Engineer and understand what challenges communities have with sustaining their Down Town Business Commercial areas.

What are your top three goals and objectives for the board or commission you are applying for? The first goal is to develop a strong community association with pedestrian mobility as well as traffic parking facilities. The second goal would be to sustain existing businesses and develop commercial growth along the down town corridor. The last goal is to develop a down town corridor thyme of outside building concept through architecture so that any down town construction is consistent with the thyme.

1.

If a position on the board or commission to which you are applying is not available at this time, please indicate if you would be willing to serve on any of the following boards or commissions:

Cemetery Board – (Part of Parks & Recreation Commission)

☐ Yes ☐ No

Capital Improvement Plan Committee – (Meets quarterly)

☐ Yes ☐ No

Construction Advisory and Appeals Board – (Meets as needed)

☐ Yes ☐ No

Please check all that apply:

☐ Architect (AIA)/Engineer (PE)

☐ Commercial Building Contractor

☐ Residential Building Contractor

☐ Master Electrical Contractor licensed by the State

☐ HVAC Contractor licensed by the State

☐ Master Plumber licensed by the State

☐ Citizen (Must have no financial interest in the building construction industry, real estate development, sales or management or a utility company, except as he or she may have as an owner or occupant of a dwelling)

☐ Commercial Business Owner

Economic Development Corporation - (Meets 1st Wednesday of month @ noon)

☐ Yes ☐ No

Ethics Review Commission – (Meets as needed)

☐ Yes ☐ No

Hotel Motel Tax Advisory Committee - (Meets quarterly)

☐ Yes ☐ No

Planning & Zoning Commission - (Meets 1st Thursday of month @ 6:00 pm)

☐ Yes ☐ No

Parks & Recreation Commission - (Meets 1st Monday of month @ noon)

☐ Yes ☐ No

Tax Increment Reinvestment Zone (TIRZ) Board - (Meets as needed)

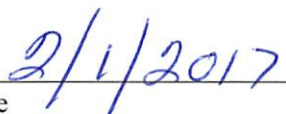
☒ Yes ☐ No

PLEASE PROVIDE ALL INFORMATION REQUESTED. INCOMPLETE APPLICATIONS WILL NOT BE CONSIDERED FOR BOARD/COMMISSION APPOINTMENTS.

DISCLAIMER AND SIGNATURE: I hereby request consideration for appointment to a board or commission of the City of Marble Falls, Texas. I certify that my answers above are true and complete. I understand that the information contained in this application may be considered, among other criteria, qualifications and/or information, by the City Council in its evaluation for the position being sought. I further understand that should I be appointed to any City of Marble Falls Board or Commission, I serve at the pleasure of the City Council and may be removed from said position at any time and for any reason or no reason at all, with or without notice. I also understand that should I be appointed to a City of Marble Falls Board or Commission, I must be responsible for a creditable record of attendance and performance. If this application leads to my appointment to a position on a City of Marble Falls Board or Commission, I understand that false or misleading information in my application may result in my removal from the position.

I also acknowledge that this information may be made available to the public and the application will be maintained in the City's active files for two years from the date of application. I understand that should I not be appointed to a City of Marble Falls Board or Commission, this application and any other records obtained, collected or otherwise prepared regarding this application shall be maintained in accordance with the Texas Public Information Act and the City of Marble Falls' document retention schedule.


Applicant Signature


Date

OFFICE USE ONLY: (Applications will be kept on file for a period of two years in the City Secretary's office.)

Date application received: _____

Date of first contact: _____

Still interested? ☐ Yes ☐ No

Date of second contact: _____

Still interested? ☐ Yes ☐ No

Date of appointment: _____

RETURN COMPLETED APPLICATION TO:
City Secretary's Office
City of Marble Falls
800 Third Street, Marble Falls, Texas 78654
Phone: (830) 693-3615 • Fax: (830) 693-6737

July 18, 2017

7. REGULAR AGENDA

- (d) Discussion and Action on an appointment to Place 7 of the Planning and Zoning Commission. **Christina McDonald, City Secretary**
-



Council Agenda Item Cover Memo

July 18, 2017

Agenda Item No.: 7(d)
Presenter: Christina McDonald, City Secretary
Department: Administration
Legal Review: ☐ N/A

AGENDA CAPTION

Discussion and Action on an appointment to Place 7 of the Planning and Zoning Commission.

BACKGROUND INFORMATION

The Planning & Zoning Commission consists of seven members who must own real property in the Marble Falls city limit.

The current commission is: Fred Zagst, Darlene Oostermeyer, Steve Reitz, Jason Coleman, Greg Mills and Thomas Barr.

There is currently one vacancy due to the resignation of William (Dee) Haddock when he was appointed by Council to Place 4 on the City Council.

Staff has received two applications (see attached), Tom Martin and Angela Taylor for Council's consideration.

The appointee will serve until January 2019.

RECEIVED

FEB 03 2016

City of Marble Falls
City Secretary's Office



APPLICATION FOR APPOINTMENT TO A CITY BOARD OR COMMISSION

NAME: Thomas E. Martin DATE: 2/2/16
ADDRESS: 900 Canyon Oak Circle
Marble Falls TX 78654
(This application will expire 2 years after this date)
HOME PHONE: (830) 613-4407 CELL PHONE: (830) 220-1880
E-MAIL ADDRESS: temartin45@gmail.com

PLACE OF EMPLOYMENT: Retired
POSITION AND TITLE: _____

BOARD OR COMMISSION APPLYING FOR: Planning and Zoning Commission

If applying for the Planning & Zoning Commission please indicate if you own real property within the City Limits:
☒ Yes ☐ No

If applying for the TIRZ Board please indicate if you own real property within the TIRZ: ☐ Yes ☐ No
or indicate if you are you an employee or agent of a person who owns real property in the TIRZ? ☐ Yes ☐ No
(If yes please attached letter from property owner designating you as the employee or agent.)

Resident of the Marble Falls Corporate City Limits? ☒ Yes ☐ No If yes, how long? 4yr. 3mo.
If no and applying for the Marble Falls Economic Development Corporation Board applicant must be a resident of
Burnet County and reside within 10 miles of the corporate boundary of the city.

Qualified Voter? ☒ Yes ☐ No Voter Registration Number: 1180776771 ✓
Voted in the last city election? ☒ Yes ☐ No ?

Are you in arrears on any City of Marble Falls taxes or other liabilities due the City of Marble Falls? ☐ Yes ☒ No
(Arrears is defined to mean that payment has not been received within ninety (90) days from due date.)

Have you ever been convicted, plead guilty, plead no contest to, or received deferred adjudication for a felony?
☐ Yes ☒ No

List current and past service on any boards or commissions. (Please include dates of service):
See attached

State why you wish to serve: See attached

What qualifications or talents would you bring to a City Board or Commission? See attached

What are your top three goals and objectives for the board or commission you are applying for? See attached

If a position on the board or commission to which you are applying is not available at this time, please indicate if you would be willing to serve on any of the following boards or commissions:

- Cemetery Board – (Part of Parks & Recreation Commission)
Capital Improvement Plan Committee – (Meets quarterly)
Construction Advisory and Appeals Board – (Meets as needed)

☐ Yes ☐ No
☒ Yes ☐ No
☒ Yes ☐ No

Please check all that apply:

- ☐ Architect (AIA)/Engineer (PE)
☐ Commercial Building Contractor
☐ Residential Building Contractor
☐ Master Electrical Contractor licensed by the State
☐ HVAC Contractor licensed by the State
☐ Master Plumber licensed by the State
☐ Citizen (Must have no financial interest in the building construction industry, real estate development, sales or management or a utility company, except as he or she may have as an owner or occupant of a dwelling)
☐ Commercial Business Owner

- Economic Development Corporation - (Meets 1st Wednesday of month @ noon)
Ethics Review Commission – (Meets as needed)
Hotel Motel Tax Advisory Committee - (Meets quarterly)
Planning & Zoning Commission - (Meets 1st Thursday of month @ 6:00 pm)
Parks & Recreation Commission - (Meets 1st Monday of month @ noon)
Tax Increment Reinvestment Zone (TIRZ) Board - (Meets as needed)

☐ Yes ☐ No
☐ Yes ☐ No
☐ Yes ☐ No
☒ Yes ☐ No
☐ Yes ☐ No
☐ Yes ☐ No

PLEASE PROVIDE ALL INFORMATION REQUESTED. INCOMPLETE APPLICATIONS WILL NOT BE CONSIDERED FOR BOARD/COMMISSION APPOINTMENTS.

DISCLAIMER AND SIGNATURE: I hereby request consideration for appointment to a board or commission of the City of Marble Falls, Texas. I certify that my answers above are true and complete. I understand that the information contained in this application may be considered, among other criteria, qualifications and/or information, by the City Council in its evaluation for the position being sought. I further understand that should I be appointed to any City of Marble Falls Board or Commission, I serve at the pleasure of the City Council and may be removed from said position at any time and for any reason or no reason at all, with or without notice. I also understand that should I be appointed to a City of Marble Falls Board or Commission, I must be responsible for a creditable record of attendance and performance. If this application leads to my appointment to a position on a City of Marble Falls Board or Commission, I understand that false or misleading information in my application may result in my removal from the position

I also acknowledge that this information may be made available to the public and the application will be maintained in the City's active files for two years from the date of application. I understand that should I not be appointed to a City of Marble Falls Board or Commission, this application and any other records obtained, collected or otherwise prepared regarding this application shall be maintained in accordance with the Texas Public Information Act and the City of Marble Falls' document retention schedule.



Applicant Signature



Date

OFFICE USE ONLY: (Applications will be kept on file for a period of two years in the City Secretary's office.)

Date application received: 2-3-2016

Date of first contact: 5-17-17

Date of second contact: _____

Date of appointment: 2-16-16

P4Z
Still interested? ☐ Yes ☐ No

Still interested? ☐ Yes ☐ No

to CIP

RETURN COMPLETED APPLICATION TO:
City Secretary's Office
City of Marble Falls
800 Third Street, Marble Falls, Texas 78654
Phone: (830) 693-3615 • Fax: (830) 693-6737

Thomas E. Martin
Commission Application Supplement

List current and past service on an boards or commissions:

Far West Texas Water Planning Group (Region E) (Texas Water Development Board) 1998-2000

Joint Advisory Committee for the Improvement of Air Quality Ciudad Juarez/El Paso/ Dona Ana County (appointed by the U.S. EPA) ~1996-2000.

Tacoma/Pierce County [Washington] Chamber of Commerce Board of Directors- 2001- 2002

State why you wish to serve:

I am interested in common sense management of Marble Falls' growth, especially in relation to new construction and zoning. I am retired and was widowed in the past year and thus have the time to do so. My wife and I retired and moved here from Tacoma, Washington in 2011 and enjoyed this city from the start. I have an interest in planning and zoning and was directly involved in the development of a 98 acre waterfront site in Tacoma and I found I enjoyed that very much.

What qualifications or talents would you bring to a City Board or Commission?

I have a professional degree as a metallurgical engineer from the Colorado School of Mines. I worked in the non-ferrous metal production for ASARCO Incorporated for 33 years with half of that time managing environmental affairs in Texas and Washington. My experience included obtaining a major air permit for the modernization of the copper smelter in El Paso. This effort required working with various public stakeholders as well as political subdivisions and state and local elected officials. I worked for the city-owned Tacoma Power in the last 8½ years of my career. I managed the implementation of the renewed Federal license for the Cowlitz River Project, the utility's largest hydroelectric project. During that time the utility spent over \$60 million dollars complying with the terms of that license. Both of these jobs required meeting with, working with, and negotiating with various government agencies and public stakeholder groups. The projects also required compliance the Federal Endangered Species Act. I was on the board of directors and the president of a homeowners association for a maintained community in University Place, Washington for six years.

What are your top three goals and objectives for the board or commission you are applying for?

- 1) Harmony in design, development and growth of Marble Falls
- 2) Making sure individual political self-interests are not used to guide planning and zoning
- 3) Make Marble Falls an attractive place for builders and developers to do business in a fiscally sound manner.



RECEIVED

MAY 30 2017

City of Marble Falls
City Secretary's Office

APPLICATION FOR APPOINTMENT TO A CITY BOARD OR COMMISSION

NAME: Angela C. Taylor DATE: 5.30.2017
ADDRESS: 91 Wildflower Blvd. E.
Marble Falls TX 78654
(This application will expire 2 years after this date)
HOME PHONE: () N/A CELL PHONE: (830) 220-3531
E-MAIL ADDRESS: angela.taylor@hotmail.com

PLACE OF EMPLOYMENT: Utility Revenue Services
POSITION AND TITLE: Account Services Manager

BOARD OR COMMISSION APPLYING FOR: Planning & Zoning

If applying for the Planning & Zoning Commission please indicate if you own real property within the City Limits:
☒ Yes ☐ No

If applying for the TIRZ Board please indicate if you own real property within the TIRZ: ☐ Yes ☐ No
or indicate if you are you an employee or agent of a person who owns real property in the TIRZ? ☐ Yes ☐ No
(If yes please attach letter from property owner designating you as the employee or agent.)

Resident of the Marble Falls Corporate City Limits? ☒ Yes ☐ No If yes, how long? Since 11.2008
If no and applying for the Marble Falls Economic Development Corporation Board applicant must be a resident of
Burnet County and reside within 10 miles of the corporate boundary of the city.

Qualified Voter? ☒ Yes ☐ No Voter Registration Number: 1007417338 ✓
Voted in the last city election? ☒ Yes ☐ No

List current and past service on any boards or commissions. (Please include dates of service):

Wildflower Village HOA - Secretary - 8.2016 / present

State why you wish to serve: I believe that participating in local
government is the best way to effect change
in our community. Serving on the Planning &
Zoning Commission would allow me the opportunity

to shape the future of the community I am proud to call home.

What qualifications or talents would you bring to a City Board or Commission?

My career in project management helps me to manage multiple complex projects at one and ensure that tasks are completed on time.

My current role as Account Services Manager requires me to balance the push and pull of "getting things done" with the client's needs, resource demands and unforeseen challenges and obstacles.

What are your top three goals and objectives for the board or commission you are applying for?

① Promote positive growth in Marble Falls while maintaining our small-town identity

② Ensure that the needs and desires of all residents are equally and fairly represented so that we can grow together (not apart).

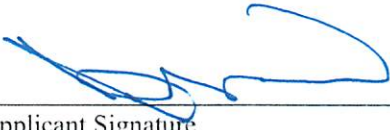
③ Make the best long-term decisions for our community.

PLEASE PROVIDE ALL INFORMATION REQUESTED. INCOMPLETE APPLICATIONS WILL NOT BE CONSIDERED FOR BOARD/COMMISSION APPOINTMENTS.

DISCLAIMER AND SIGNATURE: I hereby request consideration for appointment to a board or commission of the City of Marble Falls, Texas. I certify that my answers above are true and complete. I understand that the information contained in this application may be considered, among other criteria, qualifications and/or information, by the City Council in its evaluation for the position being sought. I further understand that should I be appointed to any City of Marble Falls Board or Commission, I serve at the pleasure of the City Council and may be removed from said position at any time and for any reason or no reason at all, with or without notice. I also understand that

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Applicant Signature

5.30.2017
Date

OFFICE USE ONLY: (Applications will be kept on file for a period of two years in the City Secretary's office.)

Date application received: _____

Date of first contact: _____

Still interested? ☐ Yes ☐ No

Date of second contact: _____

Still interested? ☐ Yes ☐ No

Date of appointment: _____

RETURN COMPLETED APPLICATION TO:
City Secretary's Office
City of Marble Falls
800 Third Street, Marble Falls, Texas 78654
Phone: (830) 693-3615 • Fax: (830) 693-6737

July 18, 2017

7. REGULAR AGENDA

- (e) Discussion and Action on the approval of funding for The Accountable Community Project Proposal for the City of Marble Falls and authorization of the City Manager to accept the proposal. **Mike Hodge, City Manager**
-



Council Agenda Item Cover Memo

July 18, 2017

Agenda Item No.: 7(e)

Presenter: Mike Hodge

Department: Administration

Legal Review: ☐ **Not Applicable** ☒

AGENDA CAPTION

Discussion and Action on the approval of funding for The Accountable Community Project Proposal for the City of Marble Falls and authorization of the City Manager to accept the proposal.

BACKGROUND INFORMATION

This item was continued from the June 20, 2017 at the request of Council.

The Accountable Community Project is a program offered by Sam Silverstein, Inc., to help communities progress and prosper by living the values of inclusion, advocacy, equality and access as core values by its leaders in the areas of government, education, healthcare, business and not-for profit-organizations.

The City of Marble Falls, MFEDC and MFISD are proposing to partner on the project which will include four 4-hour live facilitated sessions to be conducted over a six month period with 25-30 community leaders for the purpose of helping the community work together around a set of common values that make for an Accountable Community.

The total expenditure for the project is \$30,000 to be funding equally by the City, EDC, and MFISD. The EDC Board has approved \$10,000 in support of the proposal contingent upon 100% participation including the City and MFISD. Staff has confirmed that the MFISD will participate.

It is staff's recommendation to participate in this project. If approved, the proposal will be funded in the FY 17/18 budget.

Attached please find the project proposal.



The Accountable Community Project™ Proposal

For

**Marble Falls, Texas
Midge Dockery
Christian Fletcher**

**Prepared by:
Sam Silverstein
Sam Silverstein, Inc.
121 Bellington Ln.
St. Louis, MO 63141
USA
314-878-9252**

23 March 2017



The Accountable Community Project Building Communities by Connecting People™

The Accountable Community Project is designed to help a community progress and prosper by living the values of inclusion, advocacy, equality and access as core values by its leaders in the areas of government, education, healthcare, business and not-for-profit organizations.

As leaders in communities recognize their impact and influence on the people they lead through the values they hold, the environment of the community will transform. Through a strong set of values that are lived, modeled and taught, leaders have the ability to shape a positive economic future and a better quality of life for all its citizens.

During these 4 live programs leaders will experience intense and thought-provoking sessions that will begin the conversations around the weighty issues that keep communities divided. The session will be utilized to bring leaders in your community together for the purpose of identifying and setting unifying values in the areas of inclusion, access, advocacy and equality as they relate to your unique community. Participants will discover the power in living, modeling and teaching the values of inclusion, advocacy, access and equality to your populace as a whole and build consensus in your community around the challenges you face and the goals you set and achieve.

Elements of Development

- 25-30 community leaders from the business, education, healthcare, government and not-for-profit sector
- 5-10 high school students
- Four 4-hour live sessions (over 6 months) – These sessions are a facilitated process designed to help communities work together around a set of common values that make for an Accountable Community.
- Follow up coaching calls to provide encouragement, feedback and continued direction

Session topics include:

- **No More Excuses...Personal Accountability** – Participants will discover the power of personal accountability as a leader and the impact and influence accountability has on those they lead.
 - **Community Value – Inclusion**
- **Non-Negotiable...Building Accountable Organizations** – In order to have an accountable community you have to have accountable organizations. During this session participants will learn how to establish what they value in their organization and how to create an environment where people help each other be accountable.
 - **Community Value – Access**
- **Accountability...The Highest Form of Leadership** – This session will empower participants to create an environment in their organization that cultivates and develops Accountable Leaders. It will give individuals the tools and resources to create systems to help Accountable Leaders to accept responsibility, authority and accountability. Strategies will be given to help the Accountable Leader grow personally and professionally while leading others to their highest potential.
 - **Community Value – Equality**
- **Change is Just a Decision** - Leaders will develop their ability to effectively communicate change in their community in a positive light. They will be able identify others in the community that can help facilitate change to maximize positive results for decisions that are made. Participants will experience the power of creating an environment where change is proactive and positive. The team will also be taken through an in-depth discussion around the “Terms of Change” with a concentration on how to communicate what is changing, why it is changing and how it is changing.
 - **Community Value – Advocacy**

Your Accountable Community Facilitation Team

Sam Silverstein

Sam Silverstein is dedicated to empowering people to live accountable lives, transform the way they do business and create a more accountable world. Mr. Silverstein is the founder of The Accountability Movement™ that is focused on

building accountable communities by helping people and organizations know their values, live their values and keep their commitments. He uses Accountability Roundtables™ to address and break through the barriers to building accountable organizations and communities.

Mr. Silverstein is an international business consultant, speaker and author. He has spoken on five continents delivering a message that impacts lives. Sam's work with entrepreneurs, multi-national companies, and government agencies has transformed organizational cultures and driven increased engagement and productivity. Sam has written numerous books on accountability, including Making Accountable Decisions, No More Excuses, and most recently, Non-Negotiable.

Sam's manufacturing and distribution companies have sold over \$100 million in products and services and he has successfully sold one of his businesses to a Fortune 500 company.

Sharon Miner

Sharon Miner has extensive background in leadership development for businesses and non-profit organizations. Sharon was Executive Director of Leadership Amarillo & Canyon and served on two school boards, one public and one private. Sharon spent many years working for the Texas House of Representatives and the Texas Senate as a district director and legislative assistant bringing a unique perspective to the challenges businesses face. She is an entrepreneur, small business owner and community leader. Sharon is a past director for a community foundation managing over \$200 million.

Community Investment

Investment for the entire program is \$30,000.00. This investment includes all learning materials and travel and lodging expenses incurred by the facilitation team. The investment can be made in 4 consecutive monthly payments of \$7,500.00. The initial payment is due with the authorized agreement.

Summary

The Accountable Community Project is designed to bring your community together in a unique engaging way. Organizations in your community will benefit, grow and achieve individual success beyond what they have in the past.

Your community will experience a bonding and cohesiveness not otherwise attainable. Your community will connect through the values you identify. Your community will be equipped and able to identify the challenges you face. Your

community will know how to prioritize as a collective and achieve the goals you naturally agree to undertake. Ultimately you will have in your hands the keys to building a better, more prosperous and more accountable community.

We deeply appreciate this opportunity to present this proposal for your consideration, and stand ready to answer any questions you may have.

Sam Silverstein



President, Sam Silverstein, Inc.

Accepted: _____

Title: _____

Date: _____



**City of Marble Falls, Texas
Council Agenda Item Cover Memo
July 18, 2017**

Agenda Item: Executive Session
Prepared By: Christina McDonald, City Secretary
Department: Administration
Submitted By: Christina McDonald, City Secretary

AGENDA CAPTION

EXECUTIVE SESSION

CLOSE OPEN SESSION AND CONVENE EXECUTIVE SESSION pursuant to §551.071 (*Private Consultation between the Council and its Attorney*), §551.072 (*Deliberation regarding the Purchase, Exchange, Lease or Value of Real Property*), pursuant to §551.087 (*Deliberation Regarding Economic Development Negotiations*), and pursuant to §551.074 (*Deliberation Regarding the Appointment, Employment, Employment Evaluation, Reassignment, Duties, Discipline or Dismissal of a Public Officer or Employee or to Hear a Complaint or Charge Against an Officer or Employee*)) of the Open Meetings Act. Tex. Gov't. Code, Council will meet in Executive Session to discuss the following:

- Hotel Conference Center Update
- Flatrock Development Update
- Discussion regarding the sale of the police department property located at 209 Main Street, Marble Falls
- Annual Evaluation – Cheryl Pounds, Municipal Judge

CERTIFICATION:

I hereby certify that I have reviewed the proposed topic for the Executive Session described herein and in my opinion, the Texas Open Meetings Act authorizes the Marble Falls City Council to meet in Executive Session and to deliberate regarding the subject matter contained in this cover memo.

Signed this _____ day of _____, 2017.

City Attorney